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476-1978.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF:

Kitchener et al.

Serial No: 09/975,653

Filed: October 11, 2001

FOR: Mimo Wireless Communication System

) Group Art Unit: 2821
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ORIGINALLY FILED
GRANTEE FILED

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to " Director of Patents and Trademarks, Washington, D.C. 20231, " on January 15, 2002.

Name of person signing: Linda Mueller

Signature: 

RESPONSE TO NOTICE TO FILE MISSING PARTS

Honorable Director
of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

In response to the notice to file missing parts issued November 15, 2001, submitted herewith is the declaration for this application, duly signed by the inventors. Also submitted herewith is a check in the amount of \$130.00. The requirement for a Declaration has therefore been met.

The Notice to File Missing Parts also refers to drawing sheets without proper margins. That is not understood, since when the application was filed, it was believed that proper margins were provided. Nevertheless, the enclosed copy of the application, to which the Declaration is attached, has drawings with proper margins.

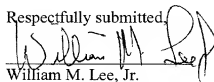
Finally, it is noted that the Patent and Trademark Office continues to use the wrong filing date for this application. As indicated in the request mailed November 8, 2001, the filing date for

09/975653; 01/2002

this application is clearly October 11, 2001, not October 12, 2001. It is requested, again, that the Patent and Trademark Office properly identify the filing date for this application.

January 15, 2002

Respectfully submitted,



William M. Lee, Jr.

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/975,653	10/12/2001 10/14/2001	Kitchener	476-1978 I

CONFIRMATION NO. 8638

FORMALITIES LETTER



OC000000097074511

William M. Lee, Jr.
 Lee, Mann, Smith, McWilliams, Sweeney & Ohlson
 Suite 410
 209 South LaSalle Street
 Chicago, IL 60604-1202

Date Mailed: 11/15/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/15/2002 SZWDIE1 00000077 09375653

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

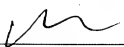
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

0975653:021202